IN RE:

PETITION FOR ADMIN. VARIANCE N/S Burke Road, 400' W of the

c/l of Bowleys Quarters Road

(1514 Burke Road)

15th Election District 5th Councilmanic District

James M. Anders, Jr., et ux Petitioners * BEFORE THE

* ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 97-46-A

*

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as a Petition for Administrative Variance for that property known as 1514 Burke Road, located in the vicinity of Bowleys Quarters Road in Bowleys Quarters. The Petition was filed by the owners of the property, James M. Anders, Jr. and his wife, Debra L. Anders. The Petitioners seek relief from Sections 1A04.3.B.3 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection (deck) with a side yard setback of 10 feet in lieu of the required 37.5 feet. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. There being no requests for public hearing, a decision shall be rendered based upon the documentation presented. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R.

ORIDER RECEIVED FOR FILING Date

By

Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this ______ day of September, 1996 that the Petition for Administrative Variance seeking relief from Sections 1A04.3.B.3 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection (deck) with a side yard setback of 10 feet in lieu of the required 37.5 feet, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.
- 2) Compliance with the comments submitted by the Department of Environmental Protection and Resource Management (DEPRM) dated August 19, 1996, a copy of which is attached hereto.
- 3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

TAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:bjs

- 2-

COUNTY, MARYLAND BALTIMORE

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

TO:

Mr. Arnold Jablon, Director

August 19, 1996

Zoning Administration and Development Management

FROM:

Robert A. Wirth RAWY?

DEPRM

SUBJECT:

Zoning Item #33 - Anders Property

1514 Burke Road

Zoning Advisory Committee Meeting of August 19, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RAW: SA: SP

ANDERS/DEPRM/TXTSBP

MICROFILMED

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

September 9, 1996

Mr. & Mrs. James M. Anders, Jr. 1514 Burke Road Baltimore, Maryland 21220

RE: PETITION FOR ADMINISTRATIVE VARIANCE

N/S Burke Road, 400' W of the c/l of Bowleys Quarters Road

(1514 Burke Road)

15th Election District - 5th Councilmanic District

James M. Anders, Jr., et ux - Petitioners

Case No. 97-46-A

Dear Mr. & Mrs. Anders:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management office at 887-3391.

Very truly yours,

LAWRENCE E. SCHMIDT Zoning Commissioner

for Baltimore County

LES:bjs

cc: Chesapeake Bay Critical Areas Commission 45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

DEPRM: People's Counsel

rile

AREA

Petition for Administrative Variance

	for the pr		ocated at	1514	Burk	<u>e</u> 1	<u>(V)</u>	BALIC	717
9	7-46-1	A	· -		whi	ich is	prese	ently zoned	RC5
The unders	n shall be filed with the igned, legal owner(s) hade a part hereof, he	of the property	situate in Baltim	ore County	and which is	descrii	ed in th	ne description a 01.1A	nd plat attached
T	o allow open	projectio	on (deck) v	aith a s	side yar	d se	tback	of 10 fe	et in lieu
of the	required 37.	5 feet.							
practical diffi ーピ ーん	XISTURB = F	B46 7 SE	-10 7-BAC	Sne k	20	Ca	nPc	4 70 \$	50' SET
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Contract Purches	ser/Lessee:			legal ow Legal O		perty whic	h is the su	bject of this Petition	
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	une) Sta	te	Zipcode	Signatu	11/	A.	HI Le L	DERS, ANDER Inder	JA
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Signature Address City Attorney for Petit (Type or Print Na	Sta: ioner	Phone No.	Zipcode	Signatur Address City	EBR Printiname) Delra	A Bu	L L Rh ML	State State	Zipcode

REVIEWED BY: R.T.

ESTIMATED POSTING DATE:

ED BY: R.T. DATE 7-23-94



ITEM #: <u>33</u>

Zaning Commissioner of Baltimore County

Printed with Soybean link on Recycled Paper n

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 1514 Burke Rent
That the Affiant(s) does/do presently reside at 1514 BURKE ROAD address BATTIMENE MD 31330 Chy State Zip Code
City State Zip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
GUSTUL ZIDG - NO SPACE TO COMPLY 35'SET
· · · · · · · · · · · · · · · · · · ·
NEED 103 FT SET-BACK
•
- Philady is only 65-70 ft wide -35' SE, BACK DES NOT WORK
SEI BACK DES NOT WORK
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. (signature) STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this 22 M day of aday of Maryland, in and for the County aforesaid, personally appeared the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my, hand and Notarial Seal. 7 22- 96 date NOTARY PUBLIC
My Commission Expires: 7/1/99

4 19 15%

Zoning Description

96-46-A

Zoning description for 1514 Burke Road, Baltimore, Maryland 21220.

Beginning at a point on the north side of Burke Road which is 400 ft. +/- west from the center line of Bowleys Quarters Road.

Being lot # 168 in the subdivision of Bowleys Quarters as recorded in Baltimore County Plat Book # 7, Folio # 12 containing 15,939 Sq.Ft. Also known as 1514 Burke Road, Baltimore, Maryland 21220 and located in the 15 Election District, 5 Councilmanic District.

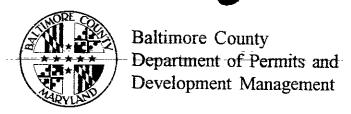
ITEM \$33

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Townson, Maryland

97-46-A

District Sthe Date of Posting Q./9.96 Posted for: Ann Variance Petitioner: Anders Location of property: 1514 Burke Cl Location of Signature Posted by Jose Schrack Date of return: Signature		•	
Petitioner: Onders Location of property: 1514 Burke Relation of Signe: Front Ard Burke Remarks: Posted by Jose Schrack Date of return:	, the		2.12.96
Petitioner: Onders Location of property: 1514 Burke Relation of Signe: Front Ard Burke Remarks: Posted by Jose Schrack Date of return:			Date of Posting
Location of property: 1514 Burke Relation of Signer Front Ard Remarks: Posted by Jose Schrack Date of return:	Posted for:	din Variance	<u> </u>
Location of Signs: Front Ard Bullie Rd Remarks: Posted by Jose Schrack Data of return:	Desisioner whole	rs	
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MICROFILMED	Number of Signs:		ICECTIMED





Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

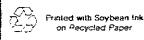
This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

		ARNOLD JABLON	, DIRECTOR
For newspaper advertis	sing:		,
Item No.: 33 Pet	titioner:		
Location:		·	
PLEASE FORWARD ADVERTS	ISING BILL TO: JA	IMES M.	ANDERS, JR
NAME: 1514 T. ADDRESS: 377.00	repe, MD	21220	2
PHONE NUMBER: 57	14-29.13		New



MICROFILMED

	prepared by: Scale of Drawing: 1"=
Zoning Office USE ONLY!	North
SEWER: DIVINION SEWER: DIVINION SEWER: DIVINION DI CARROLLI DI CARROLLI DIVINIONI DI CARROLLI DI CARRO	
Zoning: Lot size: acreage square feet	
LOCATION INFORMATION Election District: Councilmanic District:	
O Vicinity Map	
	,lot#section#
riance Special Hearing	Plat to accompany Petition for Zoning Variance



Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

august 15, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 97-46-A (Item 33)

1514 Burke Road

N/S Burke Road, 400'+/- W c/l Bowleys Quater Road

15th Election District - 5th Councilmanic

Legal Owner(s): James M. Anders Jr. and Debra L. Anders

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before August 18, 1996. The closing date (September 3, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

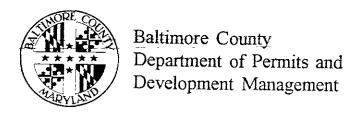
PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon

cc: James and Debra Anders, Jr.

MICROFILMED





Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

August 29, 1996

Mr. and Mrs. James Anders, Jr. 1514 Burke Road Baltimore, MD 21220

RE: Item No.: 33

Case No.: 97-46-A

Petitioner: James Anders, et ux

Dear Mr. and Mrs. Anders:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on July 23, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely.

W. Carl Richards, Jr. Zoning Supervisor

WCR/re
Attachment(s)

FEE: \$150.00 each machine per year.

COIN OPERATED AMUSEMENT DEVICE APPLICATION BALTIMORE COUNTY, MARYLAND DEPARTMENT OF PERMITS & LICENSES COUNTY OFFICE BUILDING



her Aegr.			N, MARYLAND 21204		
APPLICATIO	ON DATE		887-3616	LICENSE Y	EAR
	MAKE MONEY OF	RDER OR CHECK PA	AYABLE TO "BALTIMOR	E COUNTY, MARYLAND	, · · · · · · · · · · · · · · · · · · ·
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Siq	nature of Appli	icant	Applicant's Title	e Tele	phone Number
# OF DEVICES	DESCRIPTION OF DEVICE	FOR EACH	DATE INSTALLED AT THIS	Amusement Device	
		DEVICE	LOCATION	License #	Fee
LAWS AN	D ANY OTHER LAW	S AND RECHLATIO	E THE LICENSEE FROM		
(* Serial	numbers must be	e included; eith	er the manufacturer IS FOR OFFICE USE (r's	assigned #.)
ZONING APP					
TYPE OF ZONING/ MAXIMUM # DEVICES:					
Date Paid:	Cash	Receipt #	Total Fee:	Date Issu	ed:
Reference	# Dat	a Entered	Initials		P&L:ADL1/92

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: August 23, 1996

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief

Development Plans Review Division

SUBJECT:

Zoning Advisory Committee Meeting

for August 26, 1996

Items: "Use Permit-Parking", 033, 057, 058, 062, 063, 065, 066, 067,

and 069

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: August 22, 1996

Permits and Development Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos 33, 48, 55, 58, 62, 63, 65, 66, 67, and 69

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

Prepared by: Jeffuy W. Zong

Division Chief: Ay L. Kluns

PK/JL

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 08/15/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF AUG. 19, 1996.

Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS 33,55,58,60,63,64,65,66,67,68,69 AND 71.

- -

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4981, MS-1102F

cc: File

Printed with Soybean Ink on Recycled Paper

MICROFILMED



David L. Winstead Secretary Parker F. Williams Administrator

8-16-96
Baltimore County Item No. 033 (PT)

Ms. Roslyn Eubanks Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Smail at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief

Engineering Access Permits

BS/es

My telephone number is _

Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

T0:

Mr. Arnold Jablon, Director

August 19, 1996

Zoning Administration and Development Management

FROM:

Robert A. Wirth RAWGP

DEPRM

SUBJECT: Zoning Item #33 - Anders Property

1514 Burke Road

Zoning Advisory Committee Meeting of August 19, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RAW:SA:sp

ANDERS/DEPRM/TXTSBP

All the state of t

PETITION PROBLEMS

#33 --- RT

- 1. Where has this petition been????
- 2. Only one signature was notarized.

#55 --- JRA

- No zoning indicated on petition form.
- 2. No review information on bottom of petition form.

#58 --- MJK

- 1. Need title of person signing for legal owner.
- 2. Need telephone number of legal owner.

#60 --- MJK

Need telephone number for legal owner.

#61 --- ????

Where is it??????

#62 --- JLL

 Why does special hearing petition form list two legal owners and the variance petition form list only one legal owner.

#64 --- JLL

Need title of person signing for lessee.

#67 --- JJS

Need zoning on petition form - says "Res".

#70 --- ???

Where is it????

#71 --- MJK

1. Need telephone number for legal owner.

MICROFILMED

SPRINKLER SYSTEM HYDRAULIC ANALYSIS

C:\HASS60\DATA\TARGET\TS-FSA-1.SDF Date: 05/20/1996 JOB TITLE: TARGET STORE GRID SYSTEM NO. 2 FOOD SERVICE AREA NODE TAG ELEVATION NODE TYPE PRESSURE DISCHARGE X LOC. Y LOC. (FT) (PSI) (GPM) (FT) (FT) 200.0 280.0 38.5 14.7 234 400.0 _ _ _ 400.0 _ **-** - -46.9 235 14.7 _ _ _ 200.0 400.0 14.7 38.5 236 _ _ _ 320.0 320.0 _ - - -47.9 14.7 237 20.0 21.0 10.0 K = 5.5114.6 14.7 238 21.0 60.0 10.0 14.9 14.7 K = 5.43239 100. 10.0 21.8 K = 5.4316.1 14.7 240 10.0 22.3 K = 5.4316.9 14.7 241 18.2 _ - -10.0 14.7 _ _ _ _ 242 23.0 220.0 0.0 K = 5.4118.2 14.7 243 0.0 0.0 18.2 23.1 14.7 K = 5.41244 0.0 0.0 20.3 14.7 K = 5.6013.1 245 0.0 13.3 20.5 40.0 14.7 K = 5.60246 30.0 K=5.5414.5 21.1 40.0 14.7 247 40.0 22.5 60.0 16.2 14.7 K = 5.60248 90.0 16.7 22.1 40.0 14.7 K = 5.41249 40.0 _ - -- **- - -**18.3 120.0 14.7 250 150.0 K = 5.3318.7 23.1 40.0 14.7 251 200.0 40.0 14.7 21.4 K = 5.6014.7 252 21.0 200.0 120.0 K = 5.6013.6 14.7 253 14.1 200.0 140.0 14.7 K = 5.60254 0.0 50.0 - - - -15.3 14.7 255 K = 5.6016.6 22.8 10.0 70.0 14.7 256 23.7 0.0 100.0 K = 5.6017.9 257 14.7 60.0 21.8 10.0 K = 5.6015.1 14.7 258 20.0 80.0 22.0 K = 5.6015.4 14.7 259 30.0 80.0 K = 5.6017.1 23.1 14.7 260 18.0 23.4 40.0 80.0 K = 5.5014.7 261 24.0 80.0 200.0 K = 5.4519.5 14.7 262 0.0 - - -0.0 21.2 14.7 263 400.0 400.0 _ _ _ _ 52.6 14.7 TR2 57.8 - - -400.0 400.0 _ - - -4.0 CV2 - **-** -400.0 400.0 60.2 WH2 2.0 400.0 400.0 60.3 WH3 2.0 400.0 400.0 - - -2.0 64.8 BF1 _ _ _ 400.0 400.0 60.3 2.0 BF2 HOSE STREAM 64.8 365.0 400.0 400.0 2.0 BR 400.0 400.0 - - - -66.0 0.0 RΙ 150.0 400.0 400.0 HOSE STREAM 66.8 0.0 H1400.0 400.0 - - -69.8 0.0 H2 70.2 400.0 400.0 Н3 0.0 400.0 400.0 74.4 0.0 M1 - **-** -400.0 400.0 71.8 M2 0.0 --- 400.0 1000.7 400.0 . - - - -400.0 75.1 0.0 TI

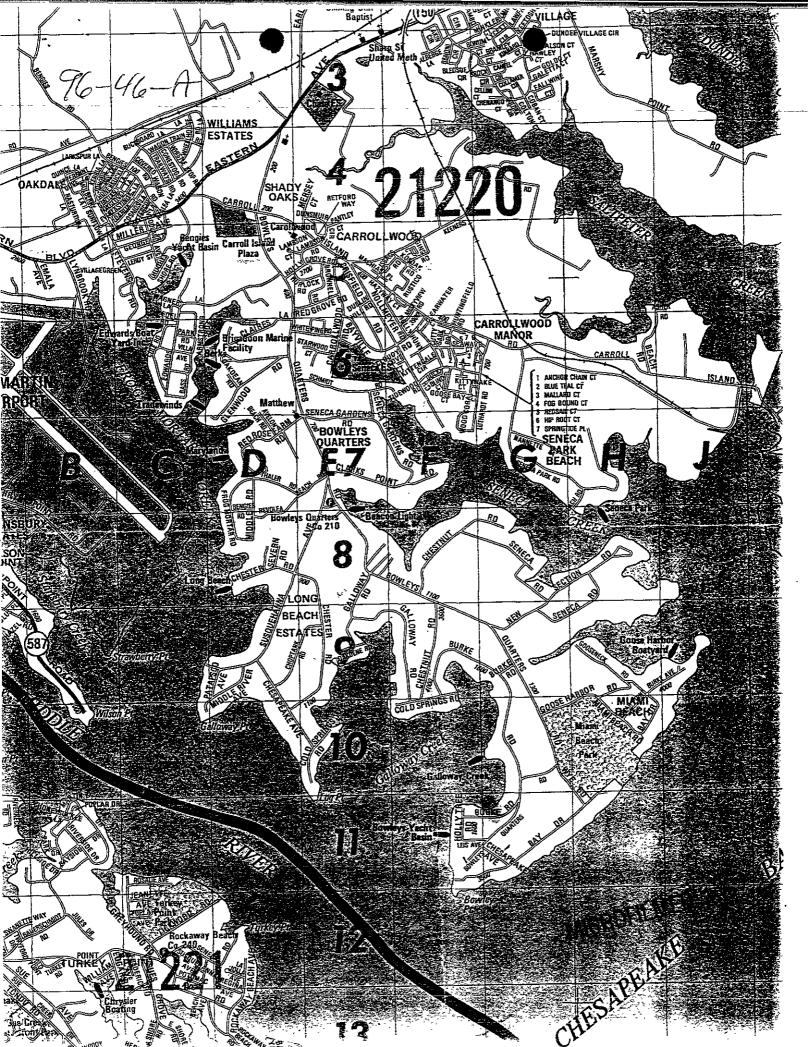
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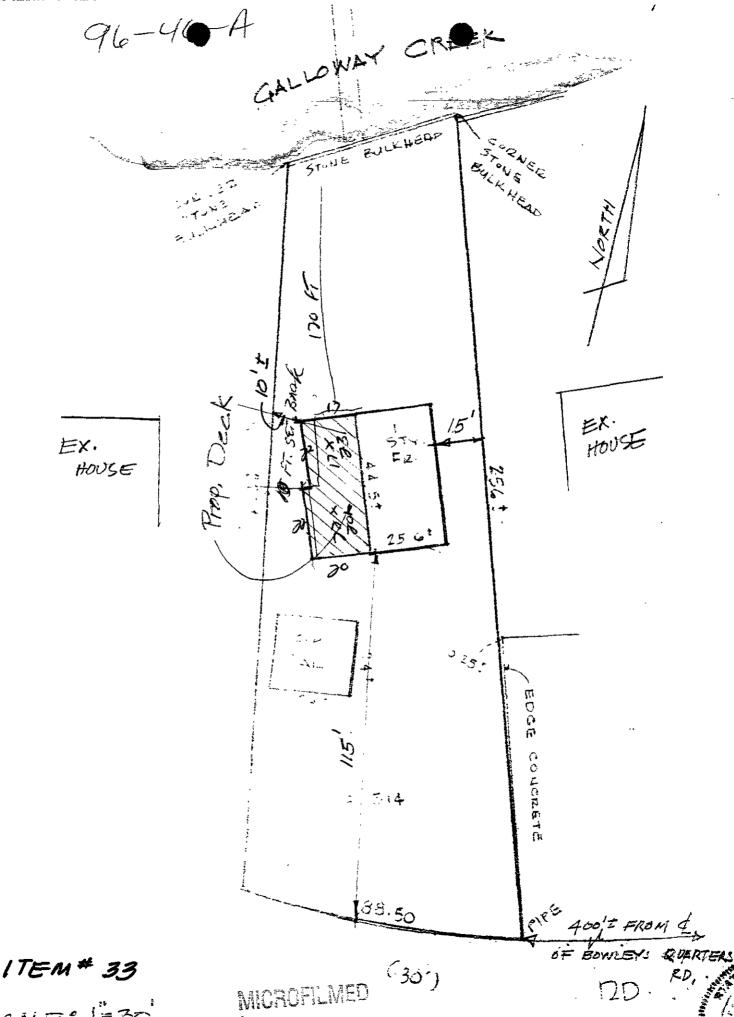
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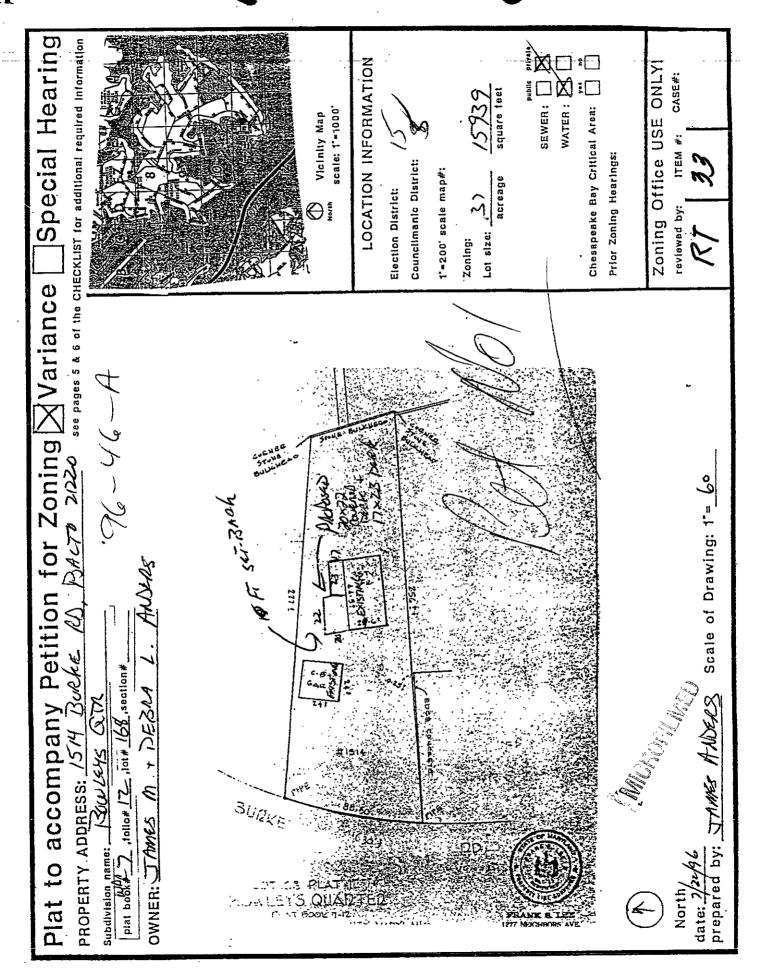
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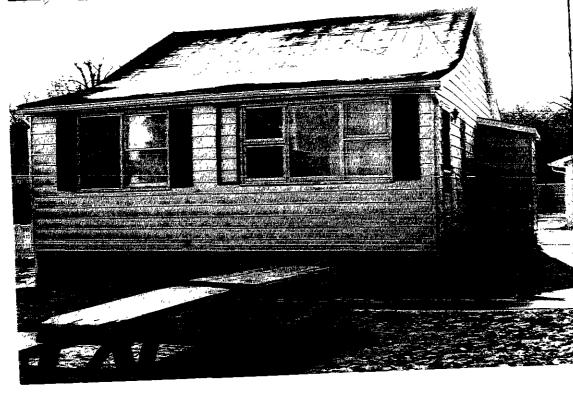


SCALES (=30)



96-46-A





Water-Side Eler

shall have at least one (1) electric light fixture. The stairway fixtures shall be switch operated.

- (4) Service. When the electrical system requires modification to correct a violation of this code, the service shall be upgraded to a minimum of sixty-ampere, three wire service.
- (5) Installation. All electrical equipment, wiring, and appliances shall be installed and maintained in a safe manner in accordance with all applicable codes. All electrical equipment shall be of a type which has received all required approvals. (Code 1978, § 37-17)

Cross reference - Electricity, § 7-101 et seq.

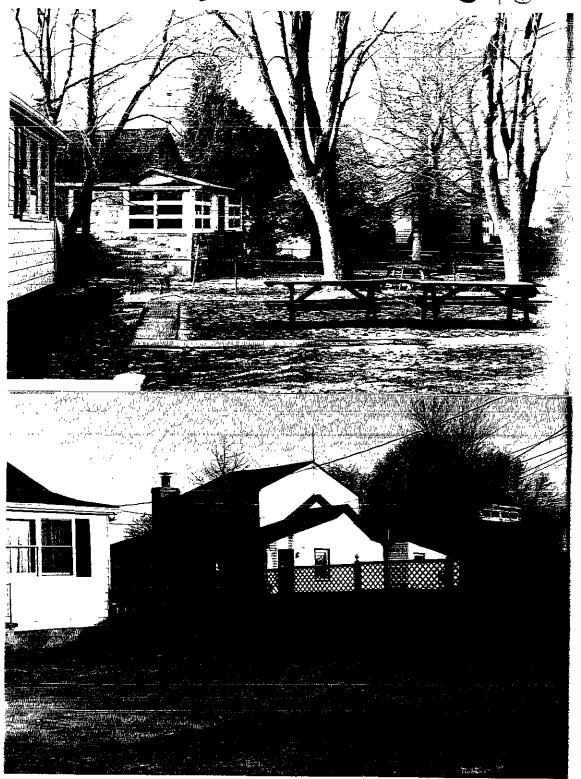
Sec. 18-82. Fire safety requirements.

- (a) Scope. The provisions of this regulation shall govern the minimum standards for fire safety facilities and equipment. All structures shall be constructed and maintained to prevent and avoid fire hazard and in a manner conducive to fire safety.
- (b) Means of egress. A safe, continuous, and unobstructed means of egress shall be provided from the interior of a structure to the exterior at a street, yard, court, or passageway leading to public open area at grade.
 - (1) Direct exit. Each housing unit shall have access directly to the outside or to a common area that leads directly to the outside.
 - (2) Doors. All doors in the required means of egress shall be easily opened from the inner side.
 - (3) Fire escapes. All fire escapes shall be maintained in working condition and structurally sound.
 - (4) Exit signs. All exit signs shall be illuminated and visible.
 - (5) Emergency escape. Each sleeping room located in a basement shall have at least one (1) openable window or exterior door for emergency egress or rescue which has received all required approvals or shall have access to two (2) separate exits which have received all required approvals. (Code 1978, § 37-18)

 Cross reference Fire protection, tit. 16.

Sec. 18-83. Accumulations and storage.

●96-46-A Water-



shall have at least one (1) electric light fixture. The stairway fixtures shall be switch operated.

- (4) Service. When the electrical system requires modification to correct a violation of this code, the service shall be upgraded to a minimum of sixty-ampere, three wire service.
- (5) Installation. All electrical equipment, wiring, and appliances shall be installed and maintained in a safe manner in accordance with all applicable codes. All electrical equipment shall be of a type which has received all required approvals. (Code 1978, § 37-17)

 Cross reference Electricity. § 7-101 et seo.

Sec. 18-82. Fire safety requirements.

- (a) Scope. The provisions of this regulation shall govern the minimum standards for fire safety facilities and equipment. All structures shall be constructed and maintained to prevent and avoid fire hazard and in a manner conducive to fire safety.
- (b) Means of egress. A safe, continuous, and unobstructed means of egress shall be provided from the interior of a structure to the exterior at a street, yard, court, or passageway leading to public open area at grade.
 - (1) Direct exit. Each housing unit shall have access directly to the outside or to a common area that leads directly to the outside.
 - (2) Doors. All doors in the required means of egress shall be easily opened from the inner side.
 - (3) Fire escapes. All fire escapes shall be maintained in working condition and structurally sound.
 - (4) Exit signs. All exit signs shall be illuminated and visible.
 - (5) Emergency escape. Each sleeping room located in a basement shall have at least one (1) openable window or exterior door for emergency egress or rescue which has received all required approvals or shall have access to two (2) separate exits which have received all required approvals. (Code 1978, § 37-18)

 Cross reference Fire protection, tit. 16.

Sec. 18-83. Accumulations and storage.

This document was created with the trial version of Print2PDF!
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N/S Burke Road, 400' W of the c/l of Bowleys Quarters Road

* ZONING COMMISSIONER * OF BALTIMORE COUNTY 5th Councilmanic District * Case No. 97-46-A James M. Anders, Jr., et ux Petitioners

FINDINGS OF FACT AND CONCLUSIONS OF LAW

* * * * * * * * * *

This matter comes before the Zoning Commissioner as a Petition for Administrative Variance for that property known as 1514 Burke Road, located in the vicinity of Bowleys Quarters Road in Bowleys Quarters. The Petition was filed by the owners of the property, James M. Anders, Jr. and his wife, Debra L. Anders. The Petitioners seek relief from Sections 1A04.3.B.3 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection (deck) with a side yard setback of 10 feet in lieu of the required 37.5 feet. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. There being no requests for public hearing, a decision shall be rendered based upon the documentation presented. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore day of September, 1996 that the Petition for Administrative Variance seeking relief from Sections 1A04.3.B.3 and 301.1.A of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit an open projection (deck) with a side yard setback of 10 feet in lieu of the required 37.5 feet, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

2) Compliance with the comments submitted by the Department of Environmental Protection and Resource Management (DEPRM) dated August 19, 1996, a copy of which is attached hereto.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

> Zoning Commissioner for Baltimore County

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

August 19. 1996

Mr. Arnold Jablon, Director Zoning Administration and Development Management

Robert A. Wirth RAWGP

Zoning Item #33 - Anders Property

1514 Burke Road Zoning Advisory Committee Meeting of August 19, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RAW:SA:sp ANDERS/DEPRM/TXTSBP

Baltimore County Government Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

September 9, 1996

Mr. & Mrs. James M. Anders, Jr. 1514 Burke Road Baltimore, Maryland 21220

RE: PETITION FOR ADMINISTRATIVE VARIANCE N/S Burke Road, 400' W of the c/l of Bowleys Ouarters Road (1514 Burke Road) 15th Election District - 5th Councilmanic District James M. Anders, Jr., et ux - Petitioners

Case No. 97-46-A Dear Mr. & Mrs. Anders:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management office at 887-3391.

> Very truly yours, AWRENCE E. SCHMIDT Zoning Commissioner

> > for Baltimore County

LES:bjs

cc: Chesapeake Bay Critical Areas Commission 45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

DEPRM; People's Counsel

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County for the property located at 1514 Banke 10, BATTO 31330

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1A04.3.B.3 and 301.1A To allow open projection (deck) with a side yard setback of 10 feet in lieu of the required 37.5 feet. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

practical difficulty)

-4×15TeAL BLIX - NO SPACE TO COMPLY TO SETBACK

-4×15TeAL ET SET-BACK I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to

be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. VWe do solemnly declare and affirm, under the penalties of perjury, that I/we are the Contract Purchaser/Lessea: Attorney for Petitioner.

Abblic Hearing having been requested and/or found to be required, it is ordered by the Loning Commissioner of Baltimore County, this ____ day of ____ that the subject matter of this petition be set for a public hearing , advertised, as required by the Zoning Regulations of Bottimore County, in two newspapers of gene

me. Address and phone number of representative to be contacted

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative 5×15-146 BUG-10 Sixe TO COMPLY 35 -1921) 10+ FT SET-BACK HOVERTY 15 ONLY 65: 70 FT W.DE-35

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and ______, 19<u>96</u>, before me, a Notary Public of the State

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

96-46-A

Zoning description for 1514 Burke Road, Baltimore, Maryland 21220.

Beginning at a point on the north side of Burke Road which is 400 ft. +/- west from the center line of Bowleys Quarters Road.

Being lot # 168 in the subdivision of Bowleys Quarters as recorded in Baltimore County Plat Book # 7, Folio # 12 containing 15,939 Sq.Ft. Also known as 1514 Burke Road, Baltimore, Maryland 21220 and located in the 15 Election District, 5 Councilmanic District.

> CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

97-46-A

District	Date of Button 2.14.96
Posted for: Alm Variance	Date of Posting
Petitioner: Wholers	
Location of property: 1514 Burke Ric	2
-	
Location of Signe Front yord Pour	NE RV
Remarks:	
Posted by Soz Schrack	

Department of Permits and Development Management Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

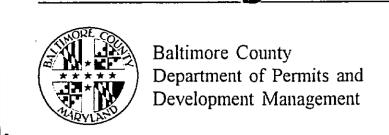
ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Item No.: 33 Petitioner: \
Location:
PLEASE FORWARD ADVERTISING BILL TO: JAMES M. ANDERS, JR
NAME: 1514 BURKE ROAD ADDRESS: BAZTIMENE, MD 21220
ADDRESS: BATIMONE, MD 21220
PHONE NUMBER: 574-29/3

Printed will: Soybean In

ITEM #: 33

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: of Maryland, in and for the County aforesaid, personally appeared

LES:bjs



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

NOTICE OF CASE NUMBER ASSIGNMENT

CASE NUMBER: 97-46-A (Item 33) 1514 Burke Road N/S Burke Road, 400'+/- W c/l Bowleys Quater Road 15th Election District - 5th Councilmanic Legal Owner(s): James M. Anders Jr. and Debra L. Anders

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before August 18, 1996. The closing date (September 3, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the

closing date. Failure to return the sign and post will result in a \$60.00 charge.

WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER

cc: James and Debra Anders, Jr.

Printed with Soybean Ink on Recycled Paper

Baltimore County Government Fire Department

700 East Joppa Road

Towson, MD 21286-5500

Office of the Fire Marshal (410)887-4880

DATE: 08/15/96

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF AUG. 19, 1996.

Item No.: SEE BELOW

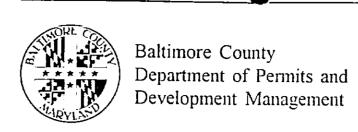
Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

Zoning Agenda:

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS (33,55,58,60,63,64,65,66, 67.68,69 AND 71.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

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Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

Mr. and Mrs. James Anders, Jr. 1514 Burke Road Baltimore, MD 21220

> RE: Item No.: 33 Case No.: 97-46-A Petitioner: James Anders, et ux

Dear Mr. and Mrs. Anders:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on July 23, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Printed with Soybean link

Attachment(s)

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

Arnold Jablon, Director Date: August 23, 1996 Department of Permits & Development

Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting for August 26, 1996 Items: "Use Permit-Parking", 033, 057, 058, 062, 063, 065, 066, 067,

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

ZONE23

. . .

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Permits and Development

Management

DATE: August 22, 1996

FROM: Pat Keller, Director Office of Planning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s): Item Nos 33, 48, 55, 58, 62, 63, 65, 66, 67, and 69

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

ITEM33/PZONE/ZAC1

Maryland Department of Transportation State Highway Administration

David L. Winstead Secretary Parker F. Williams Administrator

8 16-96

RE: Baltimore County Ms. Rosivn Eubanks Item No. 033 (RT) Baltimore County Office of Permits and Development Management County Office Building, Room 109

Dear Ms. Eubanks:

Towson, Maryland 21204

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Smail at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief Engineering Access Permits

BS/es

My telephone number is ______ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

August 19, 1996

Mr. Arnold Jablon, Director Zoning Administration and Development Management

Robert A. Wirth RAW4ア

DEPRM

SUBJECT: Zoning Item #33 - Anders Property 1514 Burke Road Zoning Advisory Committee Meeting of August 19, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RAW:SA:sp ANDERS/DEPRM/TXTSBP PETITION PROBLEMS

#33 --- RT

1. Where has this petition been???? Only one signature was notarized.

#55 --- JRA

No zoning indicated on petition form.

2. No review information on bottom of petition form.

#58 --- MJK

Need title of person signing for legal owner. 2. Need telephone number of legal owner.

#60 --- MJK

Need telephone number for legal owner.

#61 --- ???? Where is it??????

#62 --- JLL

Why does special hearing petition form list two legal owners and the variance petition form list only one legal owner.

#64 --- JLL

Need title of person signing for lessee.

Need zoning on petition form - says "Res".

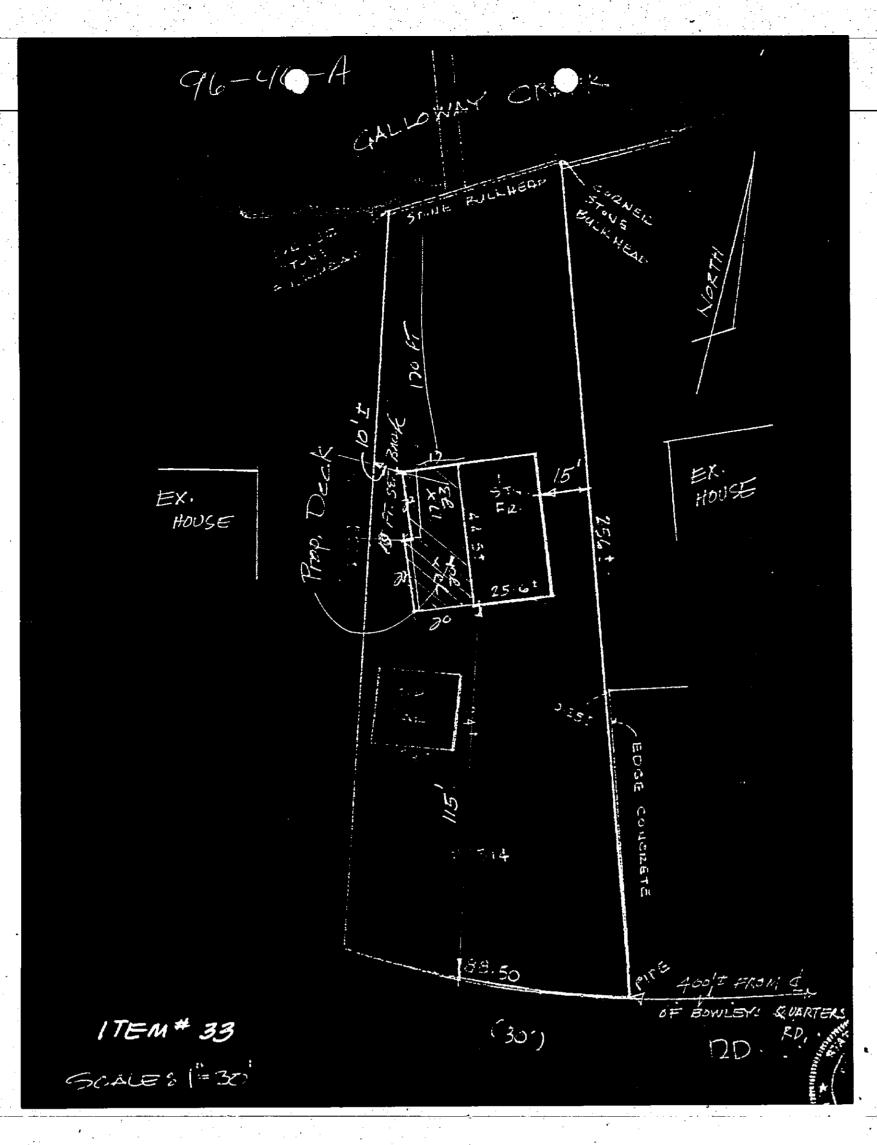
#70 --- ??? Where is it????

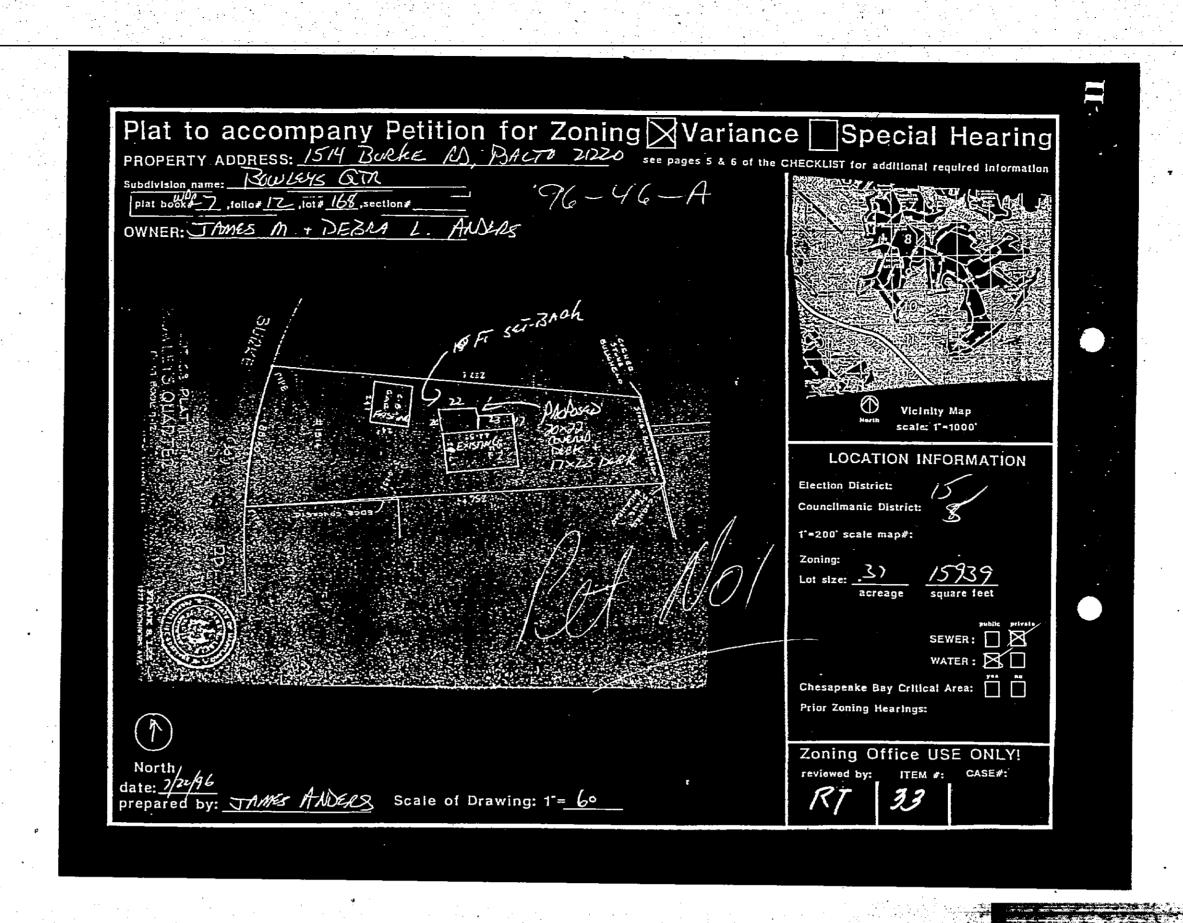
#71 --- MJK

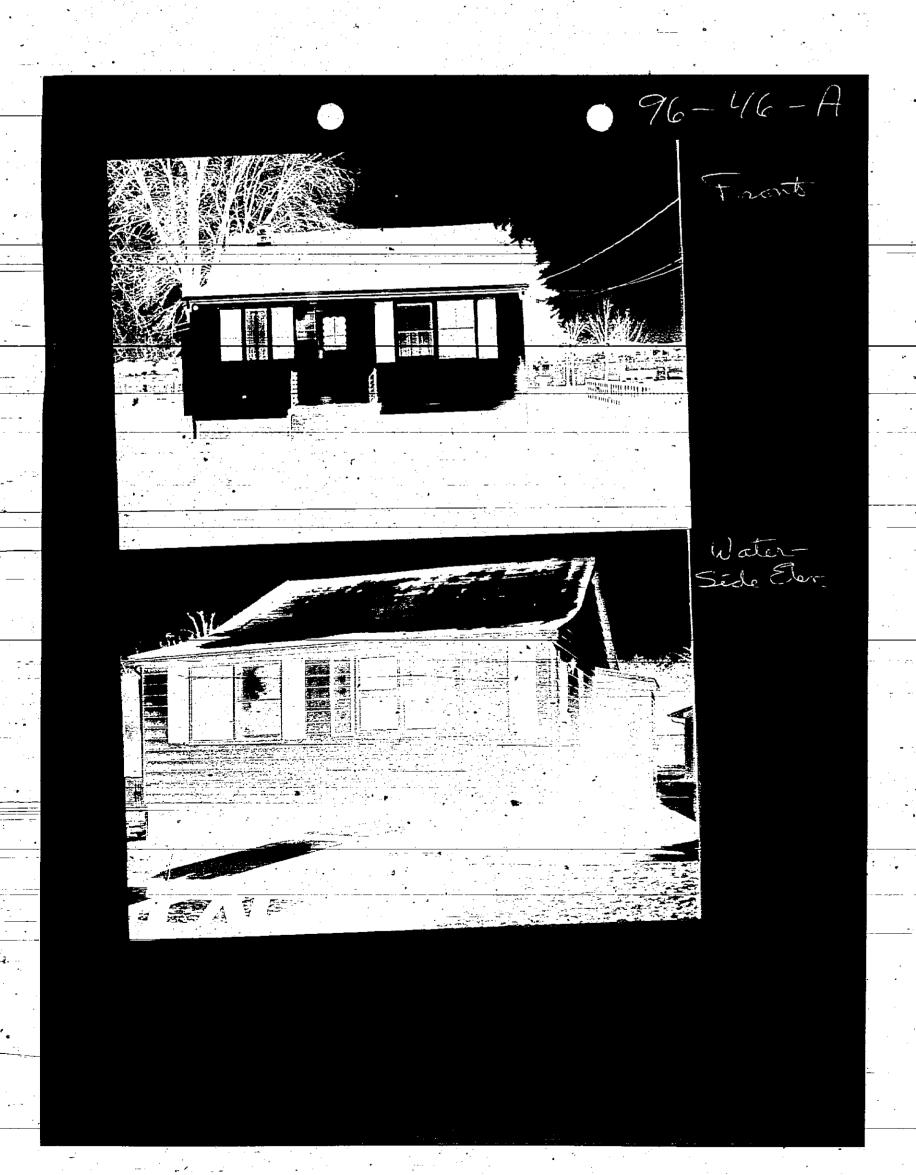
1. Need telephone number for legal owner.

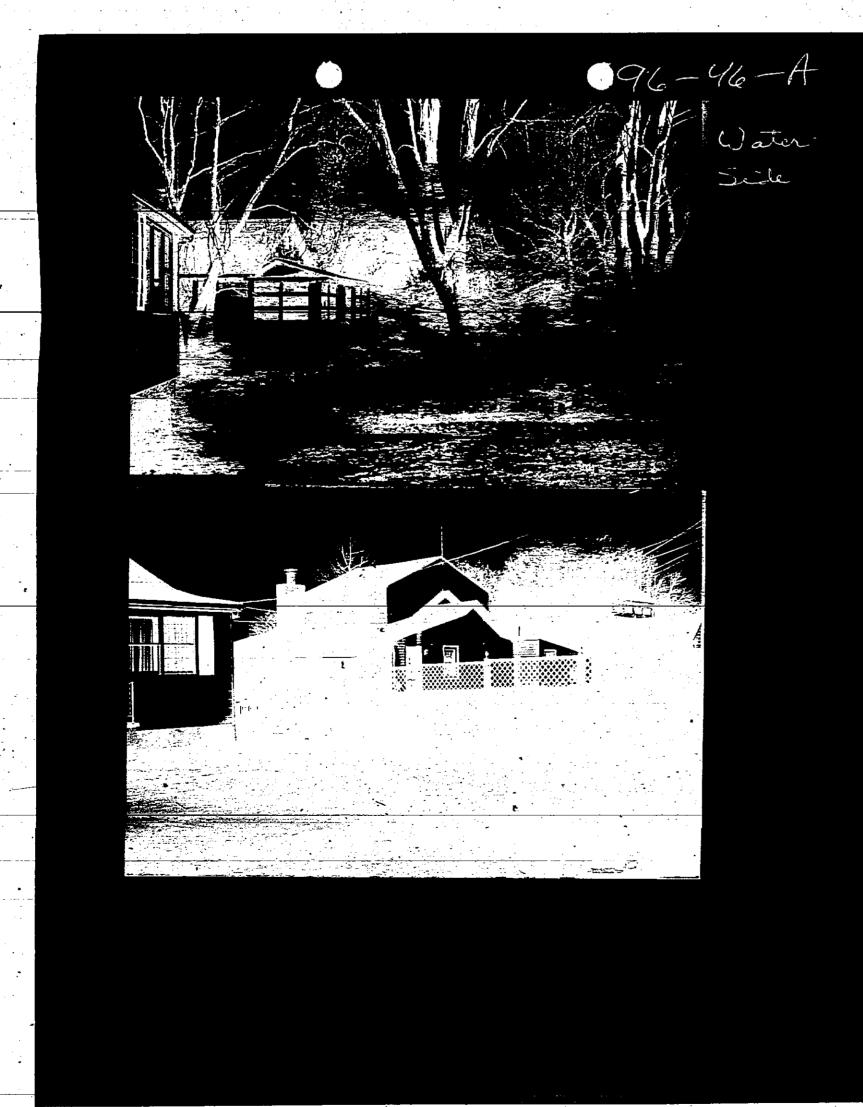
August 12, 1996

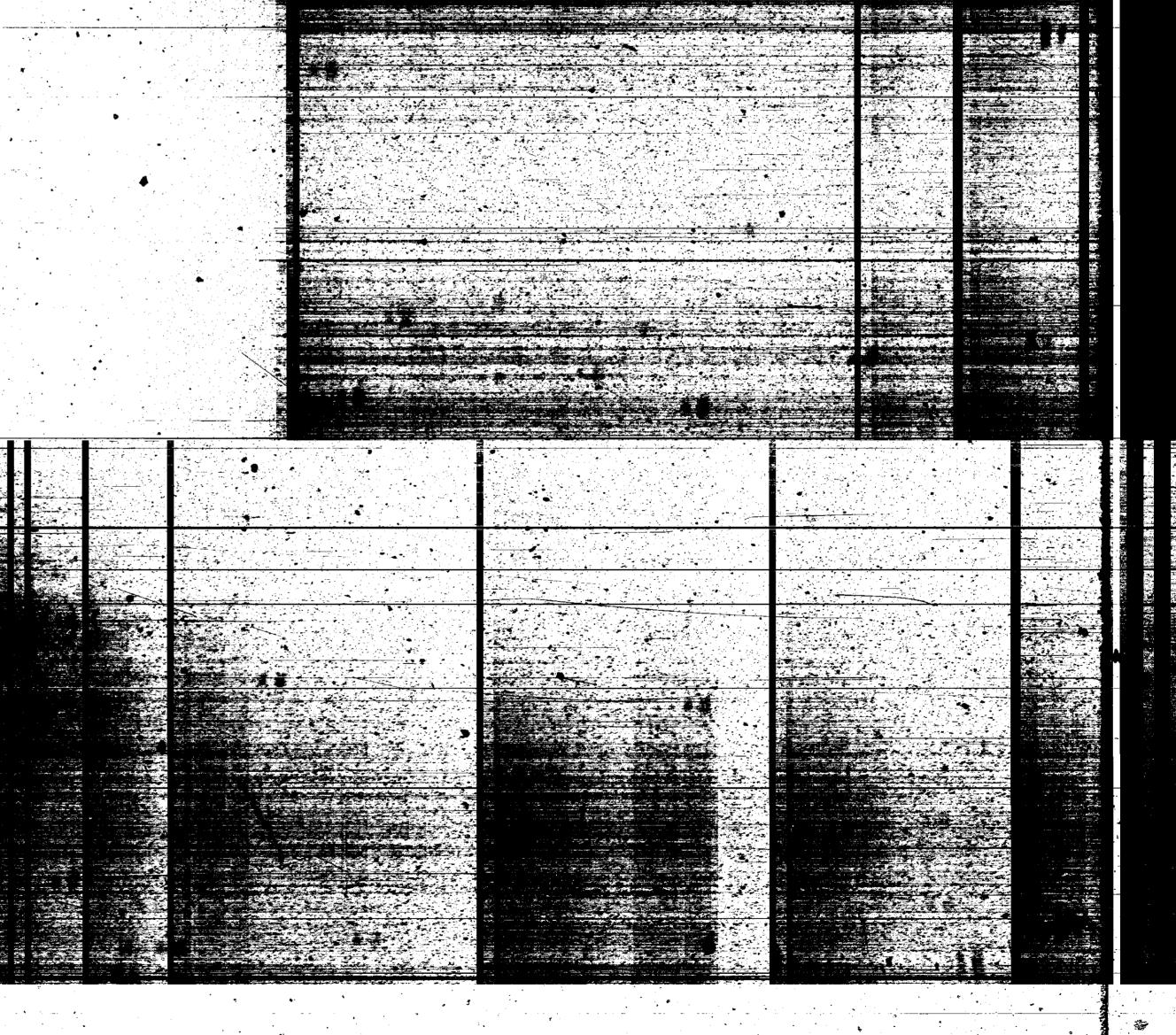


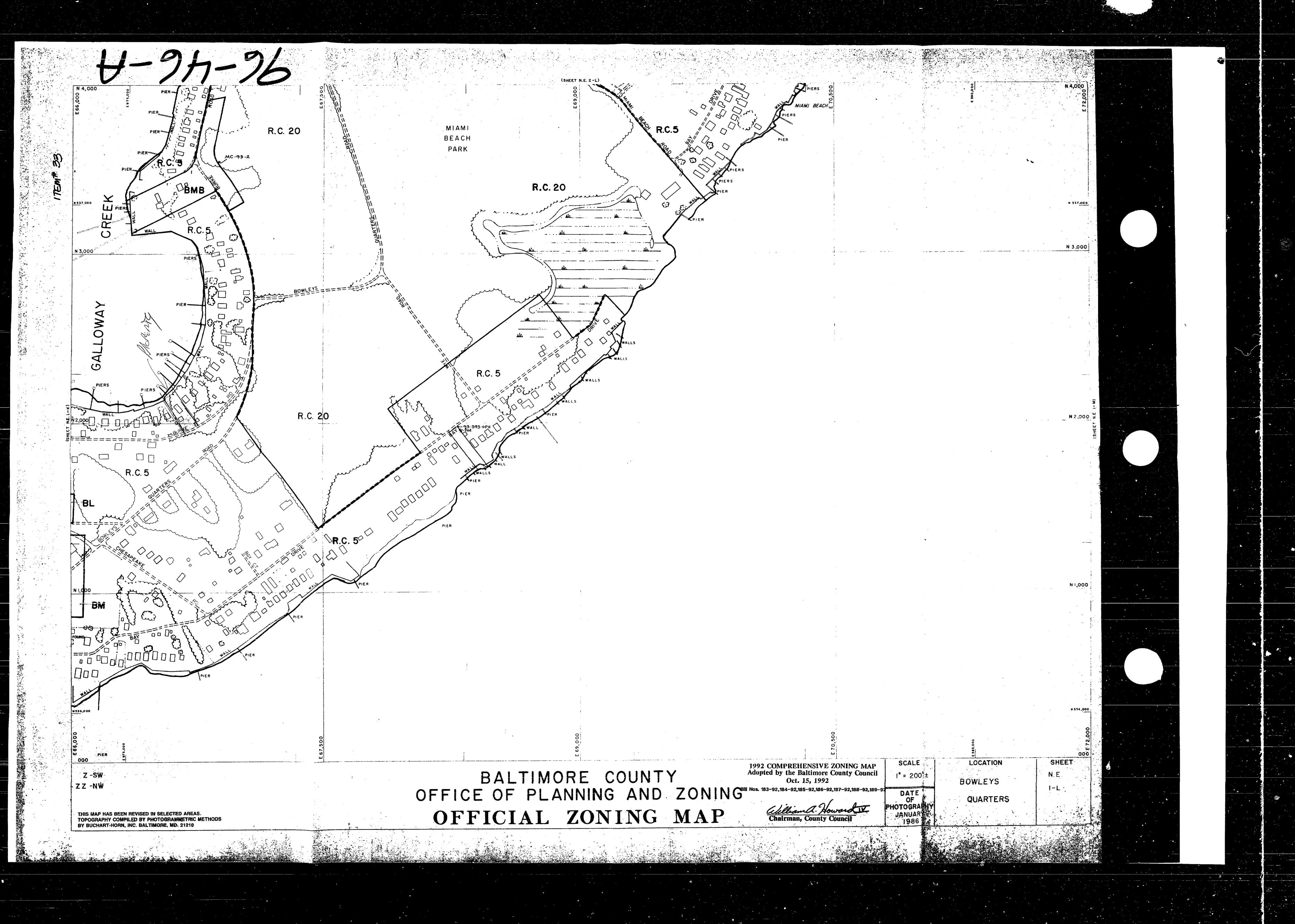




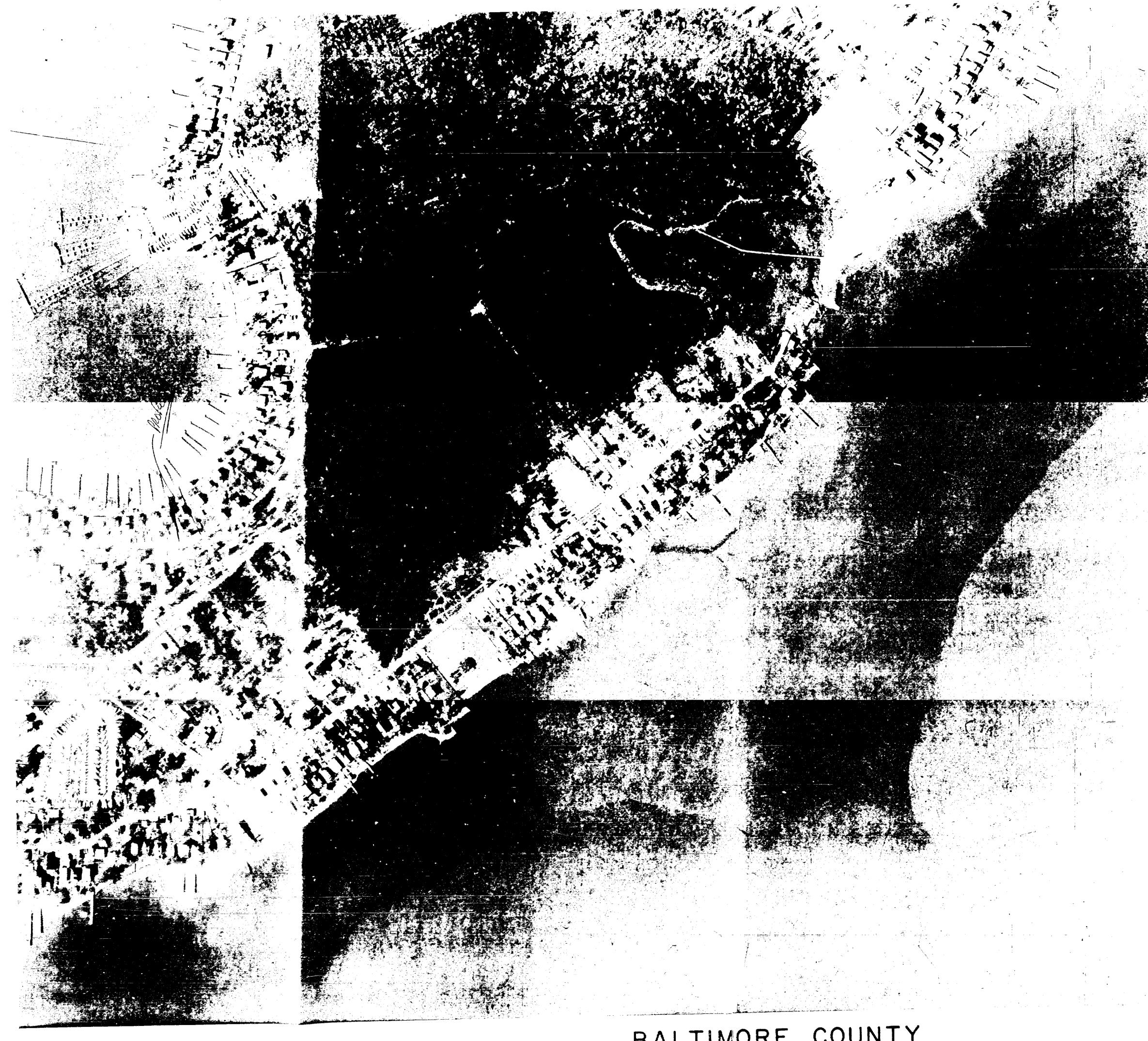








PREPARED BY AIR PHOTOGRAPHICS, INC.



BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING PHOTOGRAPHIC MAP

SCALE $I^{*} = 200' \pm$

DATE OF PHOTOGRAPHY JANUARY 1986

BOWLEY'S

QUARTERS

SHEET